

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: October 2, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution, for use as animal feed.

11414. Adulteration of dried prunes. U. S. v. 61 Cases * * *. (F. D. C. No. 20391. Sample No. 37024-H.)

LIBEL FILED: July 17, 1946, Western District of Washington.

ALLEGED SHIPMENT: On or about January 21, 1946, by the Rosenberg Bros. & Co., from Portland, Oreg.

PRODUCT: 61 25-pound cases of dried prunes at Seattle, Wash.

LABEL, IN PART: "Red Ribbon Brand 30-40 Prunes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of prunes affected with brown rot.

DISPOSITION: December 31, 1946. Default decree of condemnation and destruction.

11415. Adulteration of dried prunes. U. S. v. 43 Cases * * *. (F. D. C. No. 20008. Sample No. 59246-H.)

LIBEL FILED: May 23, 1946, District of Oregon.

ALLEGED SHIPMENT: On or about November 23, 1945, by the Washington Growers Packing Corp., from Vancouver, Wash.

PRODUCT: 43 cases, each containing 25 pounds, of dried prunes at Portland, Oreg.

LABEL, IN PART: "Bestwest Clark County Prunes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of prunes affected with brown rot.

DISPOSITION: November 15, 1946. Default decree of condemnation and destruction.

11416. Adulteration of raisins. U. S. v. 277 Cartons, etc. (F. D. C. Nos. 21134, 21135. Sample Nos. 48714-H, 48715-H.)

LIBEL FILED: October 3, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about May 16, 1946, by the California Raisin Co., from Fowler, Calif.

PRODUCT: 277 25-pound cartons of seedless raisins at Denver, Colo.

LABEL, IN PART: "Val King Midget Thompson Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of live larvae and insect excreta.

DISPOSITION: November 20, 1946. The California Raisin Co., Fresno, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be manufactured into alcohol or alcoholic beverages by distillation, under the supervision of the Federal Security Agency.

11417. Adulteration of seedless raisins. U. S. v. 111 Cartons * * *. (F. D. C. No. 21112. Sample No. 48713-H.)

LIBEL FILED: September 30, 1946, District of Colorado.

ALLEGED SHIPMENT: On or about April 30, 1946, by Diebert Brothers & Snyder, from Biola, Calif.

PRODUCT: 111 30-pound cartons of seedless raisins at Denver, Colo.

LABEL, IN PART: "Diebert's D. B. Brand Midget Thompson Seedless Raisins."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of live larvae.

DISPOSITION: October 18, 1946. The shipper having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed.

FRESH AND FROZEN FRUIT

11418. Adulteration of fresh blueberries. U. S. v. 15 Crates * * *. (F. D. C. No. 21084. Sample No. 60236-H.)

LIBEL FILED: August 9, 1946, Western District of New York.

ALLEGED SHIPMENT: On or about August 8, 1946, by A. Clarke, from Peckville, Pa.

PRODUCT: 15 crates, each containing 24 quarts, of fresh blueberries at Buffalo, N. Y. Analysis showed that the product was infested with maggots and larvae.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance.

DISPOSITION: September 9, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

11419. Adulteration of frozen blackberries. U. S. v. 323 Cases * * *. (F. D. C. No. 21116. Sample No. 9973-H.)

LIBEL FILED: September 26, 1946, Western District of New York.

ALLEGED SHIPMENT: On or about July 10, 1946, by the Craddock Canning & Preserve Co., from Paducah, Ky.

PRODUCT: 323 cases, each containing 6 6-pound cans, of frozen blackberries at Holley, N. Y. Examination showed the presence of fermented and decomposed berries.

LABEL, IN PART: "Frost King Fancy Frozen Blackberries with Sugar * * * Frost King Foods, Inc., Rochester, New York."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.

DISPOSITION: December 11, 1946. Frost King Foods, Inc., claimant, having admitted the allegations of the libel, judgment was entered ordering that the product be released under bond, conditioned that it be sold for the purpose of fermenting, converting, or distilling into a lawful alcoholic product, under the supervision of the Food and Drug Administration.

11420. Misbranding of frozen blackberries. U. S. v. 1,020 Cases * * *. (F. D. C. No. 21091. Sample Nos. 64330-H, 64332-H.)

LIBEL FILED: September 30, 1946, Southern District of New York.

ALLEGED SHIPMENT: On or about July 4, 1946, by the Craddock Canning & Preserve Co., from Paducah, Ky.

PRODUCT: 1,020 cases, each containing 24 packages, of frozen blackberries at New York, N. Y. Examination showed that a portion of the product was short-weight.

LABEL, IN PART: (Package) "Craddock's Fancy Frozen Blackberries with Sugar * * * Net Weight 16 Ozs."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the label of the article failed to contain an accurate statement of the quantity of the contents.

DISPOSITION: October 15, 1946. Frost King Foods, Inc., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be utilized in the manufacture of preserves, under the supervision of the Food and Drug Administration.

11421. Adulteration of frozen blackberries. U. S. v. 1,393 Cans * * *. (F. D. C. No. 20618. Sample No. 40368-H.)

LIBEL FILED: August 13, 1946, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about July 4, 1946, by the F. M. Thompson Canning Co., from West Plains, Mo.

PRODUCT: 1,393 cans, each containing 27 pounds, of frozen blackberries at National Stock Yards, Ill. Examination showed that the product was fermented.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance.